

AMENDED IN ASSEMBLY APRIL 10, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

ASSEMBLY BILL

No. 995

Introduced by Assembly Member Nava

February 22, 2007

An act to add Sections 8879.38, 8879.39, and 8879.40 to the Government Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

AB 995, as amended, Nava. California Ports Infrastructure, Security, and Air Quality Improvement Account.

Existing law, the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006, approved by the voters as Proposition 1B in the November 2006 general election, establishes the Highway Safety, Traffic Reduction, Air Quality, and Port Security Fund of 2006 in the State Treasury. Specified moneys in the fund are required to be deposited in the California Ports Infrastructure, Security, and Air Quality Improvement Account *various accounts* to be available upon appropriation by the Legislature, for certain purposes. Existing law requires \$2,000,000,000 to be transferred from this account to the Trade Corridors Improvement Fund and requires moneys in this fund to be made available, upon appropriation by the Legislature in the annual Budget Bill, for allocation by the California Transportation Commission for infrastructure improvements along specified trade corridors. Existing law also requires \$1,000,000,000 from this account to be made available, upon appropriation by the Legislature, to the State Air Resources Board for emission reductions, not otherwise required by law or regulation, from activities related to the movement of freight along California's trade corridors.

This bill would ~~state the intent of the Legislature to advance certain goals and policies relating to these funds~~ require projects funded from proceeds of bonds issued under the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 to meet specified requirements. The bill would require projects that have the highest benefits compared to cost, and that reduce pollution to be given priority for funding from bond proceeds. The bill would also require the California Transportation Commission to report to the Legislature on the administration of programs under the bond act.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 8879.38 is added to the Government Code,
- 2 to read:
- 3 8879.38. Projects funded in whole or in part from proceeds of
- 4 bonds issued and sold pursuant to this chapter shall meet the
- 5 following requirements:
- 6 (a) Projects shall provide capital purchases or strategies that
- 7 provide benefits that extend beyond the duration of the bonds.
- 8 (b) Projects shall be fully mitigated in terms of their air quality
- 9 and environmental impacts.
- 10 SEC. 2. Section 8879.39 is added to the Government Code, to
- 11 read:
- 12 8879.39. Funding priority for projects from proceeds of bonds
- 13 issued under this chapter shall be given to projects that provide
- 14 the following:
- 15 (a) The highest benefits compared to the cost. However, this
- 16 subdivision shall not apply to projects that provide increased
- 17 protection against a security and safety threat or projects to
- 18 develop disaster response transportation systems that can move
- 19 people, goods, and emergency personnel and equipment in the
- 20 aftermath of a disaster impairing the mobility of goods, people,
- 21 and equipment.
- 22 (b) Projects that reduce pollution.
- 23 SEC. 3. Section 8879.40 is added to the Government Code, to
- 24 read:
- 25 8879.40. The California Transportation Commission shall
- 26 include in its annual report to the Legislature, required by Section

1 14535, a summary of activities related to the administration of
2 programs authorized under this chapter. The summary should, at
3 a minimum, include a description and the location of the projects
4 contained in each program, the amount of funds allocated to each
5 project, the status of each project, and a description of the benefits
6 the program is achieving. The commission shall also identify timely
7 and relevant transportation issues facing the State of California
8 relative to programs authorized under this chapter.

9 ~~SECTION 1. It is the intent of the Legislature to advance~~
10 ~~certain goals and policies relating to funds appropriated by the~~
11 ~~Legislature (a) from the Trade Corridors Improvement Fund for~~
12 ~~allocation by the California Transportation Commission for~~
13 ~~infrastructure improvements pursuant to paragraph (1) of~~
14 ~~subdivision (e) of Section 8879.23 of the Government Code and~~
15 ~~(b) from the California Ports Infrastructure, Security, and Air~~
16 ~~Quality Improvement Account to the Air Resources Board for~~
17 ~~emission reductions pursuant to paragraph (2) of subdivision (c)~~
18 ~~of Section 8879.23 of the Government Code.~~